



City Council Agenda

Council President
Tom Boyajian

Councilmembers

Brian Calhoun
Brad Castillo, Acting President
Mike Dages

Jerry Duncan
Henry T. Perea
Cynthia Sterling

City Manager
Daniel G. Hobbs

City Clerk
Rebecca E. Klisch , CMC

City Attorney
Hilda Cantú Montoy

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 621-7650

The City Council welcomes you to this meeting.

TUESDAY, MARCH 11, 2003

If you would like to speak, fill out a speaker request form available from the City Clerk's Office and in the Council Chambers. The agenda is available on (www.ci.fresno.ca.us) The Council meeting can also be heard live at the same web site address.

8:30 A.M. ROLL CALL

Invocation by Pastor Jim McAllister of Harmony Free Will Baptist Church

Pledge of Allegiance to the Flag

Proclamation of "ROBERT SEPULVEDA DAY" - Councilmember Dages

Proclamation of "SPENCER K. KENDIG REMEMBRANCE DAY" - Councilmember Sterling

Council action on unscheduled items, if any, shall be limited to referring the item to staff for a report and possible scheduling on a future Council agenda. For each matter considered by the Council, there will first be a staff presentation, followed by a presentation from the project applicant. Testimony from those in attendance will then be taken. All testimony given will be limited to three minutes per person.

The three lights on the podium next to the microphone will indicate the amount of time remaining for the speaker. The green light will be turned on when the speaker begins. The yellow light will come on with one minute remaining and one tone will sound. The speaker should be completing the testimony by the time the red light comes on and two tones sound, indicating that

time has expired.

8:30 A.M. JOINT MEETING WITH THE REDEVELOPMENT AGENCY

Approve Agency minutes of March 4, 2003

Action Taken:

A. Presentation of informational report regarding California Avenue revitalization

Action Taken:

ADJOURN AGENCY

Approve minutes of March 4, 2003

Action Taken:

Approve Agenda

Action Taken:

Adopt Consent Calendar

Action Taken:

TIME SCHEDULED HEARINGS AND MATTERS

9:30 A.M. Selection of the proposal for the Central Printing Division of the General Services Department for copying and printing services - managed competition - General Services Dept.

Action Taken:

10:00 A.M. **RESOLUTION** - Authorizing the issuance, sale and delivery of City of Fresno Water System Revenue Refunding Bonds, 2003 Series A, authorizing the execution and delivery of a Third Supplemental Indenture, Official Notice of Sale and Official Statement and authorizing certain other actions in connection therewith - Finance Department

Action Taken:

10:15 A.M. **HEARING** to consider adoption of a resolution approving the formation of Underground Utility District (UUD) No. FRE-82 (Barton Avenue between Dakota Avenue and Hampton Way) - Public Works Dept.

Action Taken:

a. **RESOLUTION** - Approving the formation of Underground Utility District (UUD) No. FRE-82, property located at Barton Avenue between Dakota Avenue and Hampton Way

Action Taken:

TIME SCHEDULED HEARINGS AND MATTERS CONTINUED

10:20 A.M. HEARING to consider Plan Amendment No. A-02-17, Rezoning Application No. R-02-30 and environmental findings, filed by Jose Alonzo, for 1.08 acres of property located at the northeast corner of E. Floradora and N. Archie Avenues (4343 E. Floradora Avenue) *(Property located in District 4)* - Planning and Development Department

Action Taken:

- a. Consider and adopt finding of Mitigated Negative Declaration for Environmental Assessment A-02-17, R-02-30, S-02-220

Action Taken:

- b. **RESOLUTION** - Amending the 2025 Fresno General Plan and the Roosevelt Community Plan from medium density residential planned land use designation to the light industrial planned land use designation

Action Taken:

- c. **BILL** - Amending the Official Zone Map to rezone from the R-1, single-family residential zone district, to the M-1/cz, light manufacturing/with conditions of zoning zone district

Action Taken:

10:30 A.M. - 10:45 A.M. - RECESS

10:45 A.M. RESOLUTION - Approving the Associate Membership Agreement with the Independent Cities Lease Finance Authority and providing other matters properly relating thereto - Finance Dept.

Action Taken:

11:00 A.M. Discussion and action regarding the high unemployment rate in the City of Fresno - Councilmember Calhoun

Action Taken:

- a. **RESOLUTION** - Declaring an "Unemployment State of Emergency" in the City of Fresno

Action Taken:

1:30 P.M.

CLOSED SESSION

A. CONFERENCE WITH LEGAL COUNSEL - DECIDING WHETHER TO INITIATE LITIGATION, Government Code Section 54956.9, Subdivision (c)

1. **Case Name:** City of Fresno v. Bureau of Reclamation

Action Taken:

B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION, Government Code Section 54956.9, Subdivision (a)

1. **Case Name:** City of Fresno v. Garfield Park Highlands, et al. (Lennar Fresno, Inc.)

2. **Case Name:** Scout Island Investors v. City of Fresno; United States District Court, Eastern District of California; Case No. F-00-5532

Action Taken:

TIME SCHEDULED HEARINGS AND MATTERS CONTINUED

2:15 P.M. **CONTINUED HEARING** to consider Rezoning Application No. R-02-54 and environmental findings, filed by Donabedian & Hannah Architecture, for 0.42 acres of property located on the west side of S. Dearing Avenue between E. Huntington Avenue and E. Kings Canyon Avenue **(Property located in District 5)** - Planning and Development Dept. **(Continue to 3:30 P.M. #2)**
Action Taken:

2:30 P.M. - 3:30 P.M. - RECESS

3:30 PM#1 **CONTESTED CONSENT ITEMS**

3:30 PM#2 **CONTINUED HEARING** to consider Rezoning Application No. R-02-54 and environmental findings, filed by Donabedian & Hannah Architecture, for 0.42 acres of property located on the west side of S. Dearing Avenue between E. Huntington Avenue and E. Kings Canyon Avenue **(Property located in District 5)** - Planning and Development Dept.
Action Taken:

- a. Consider and adopt finding of Categorical Exemption for Environmental Assessment No. R-02-54, S-02-326
Action Taken:
- b. **BILL** - Amending the Official Zone Map to rezone from the R-1 single-family residential district, to the R-2 low density multiple-family residential district
Action Taken:

3:45 P.M. Approve Amended Transition Plan of the City of Fresno Public Works Department for the installation of curb ramps - City Manager's Office
Action Taken:

1. **GENERAL CONSENT CALENDAR**

(All consent calendar items are considered to be routine and will be enacted by one motion. There will be no separate discussion of these items unless requested, in which event the item will be removed from the Consent Calendar and considered at 3:30 p.m.)

- A. **RESOLUTION** - Authorizing an application to the California Integrated Waste Management Board for a Local Government Waste Tire Clean-up Grant and authorize the City Manager to sign on behalf of the City - Housing, Economic and Community Development
Action Taken:
- B. Affirm appointment of Sherry Alexander to the Northeast Area Community Plan Review and Implementation Committee - Councilmember Duncan
Action Taken:
- C. Authorize sale of surplus miscellaneous computer equipment to Computer Mania, Inc. - General Services Dept.
Action Taken:

1. **GENERAL CONSENT CALENDAR CONTINUED**

- D. Consideration of an amendment to the 2002-2003 Annual Action Plan (CDBG) - HECD/Planning and Development Department
Action Taken:
- E. **RESOLUTION** - Continuing Resolution No. 2003-44 proclaiming a local emergency relating to the fire at Archie Crippen Excavation in the vicinity of Marks and Nielsen Avenues - City Manager's Office
Action Taken:

2. **CONSENT CALENDAR - BILL FOR INTRODUCTION - PINK TABS**

3. **GENERAL ADMINISTRATION**

- A. * **BILL NO. B-16 (Intro. 3/4/2003)** - For the maintenance and security of vacant buildings within the City of Fresno by amending Section 9-802 and adding Sections 1-615.1 and 9-811 to the Fresno Municipal Code - HECD/City Attorney's Office
Action Taken:

4. **CITY ATTORNEY**

5. **CITY COUNCIL**

- A. Direct City Manager to bring to the City Council for approval any revisions of the FY 2003/2004 Master Fee Schedule before the introduction of the FY 2003/2004 budget. The introduction of the proposed FY 2003/2004 Master Fee Schedule should be at least two weeks before it needs approval and should list separately any fees being proposed for change - Councilmember Duncan
Action Taken:
- B. **RESOLUTION** - To oppose changes proposed by the staff of the California Air Resources Board to the Zero-Emission Vehicle (ZEV) Program - Councilmember Perea
Action Taken:
- C. Request City Manager to execute enabling documents to facilitate commencement of construction of Home Depot Project - Councilmember Dages
Action Taken:

6. **CITY/COUNTY INTERGOVERNMENTAL RELATIONS**

7. **UNSCHEDULED ORAL COMMUNICATIONS** You may address the City Council at the conclusion of the Council meeting regarding items that are not listed on the agenda. The policy is to limit your presentation to three (3) minutes pursuant to Ordinance No. 96-67. Please be present at the conclusion of the meeting if you wish to be heard. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk Department at least 10 days prior to the desired date of appearance.

SCHEDULED COUNCIL HEARINGS AND MATTERS

Mar.	18 -	9:30 A.M.	Reconsideration of amending the Fresno Municipal Code relating to recovery of costs and penalties incurred or imposed in enforcement of nuisance abatement actions
Mar.	18 -	10:00 A.M.	HEARING re: Annual Weed Abatement Program - HECD
Mar.	18 -	10:45 A.M.	HEARING re: CFD No. 2, Annexation No. 45 - Tract No. 5117 and 5121 - Public Works Dept.
Mar.	18 -	11:00 AM#1	HEARING re: CFD No. 2, Annexation No. 44 - Tract No. 5071 - Public Works Dept. (Continue to 4/1/2003 @ 10:00 a.m.)
Mar.	18 -	11:00 AM#2	Rehabilitation Housing Status Report - Planning and Development Dept.
Mar.	18 -	2:30 P.M.	CONTINUED HEARING to consider a resolution of public use and necessity for acquisition of a parcel (APN 454-313-26), owned by Gil and Mary A. Ramirez Palacio at the southwest corner of E. White and N. Jackson Avenues for the development of Pump Station 30B
Mar.	25 -	10:00 A.M.	HEARING re: Rezoning Appl. No. R-02-26, filed by Cambridge Homes (Continue to 4/1/2003 @ 10:45 A.M.)

March 25 Workshop Schedule

9:00 A.M.	WORKSHOP - Brown Act
10:30 A.M.	WORKSHOP - Economic Development
11:30 A.M.	WORKSHOP - Water issues
Apr. 1 -	10:00 A.M. CONTINUED HEARING re: CFD No. 2, Annexation No. 44 - Tract No. 5071 - Public Works Dept.
Apr. 1 -	10:05 A.M. HEARING re: Rezone Appl. No. R-02-44, filed by Dirk Poeschel
Apr. 1 -	10:45 A.M. CONTINUED HEARING re: Rezoning Appl. No. R-02-26, filed by Cambridge Homes
Apr. 8 -	10:00 A.M. Presentation by Loretta Lynch, President of the CA Public Utilities Commission (PUC)
Apr. 8 -	10:15 A.M. HEARING re CFD No. 2, Annexation No. 46, Final Tract Nos. 5070 and 5077 (Continue to 2:30 P.M.)
Apr. 8 -	10:20 A.M. HEARING re: Plan Amendment No. A-02-07, Rezone Appl. No. R-02-14, filed by Bruce O'Neal on behalf of Saint Agnes Medical Center (Continue to 2:35 P.M.)
Apr. 8 -	10:30 A.M. HEARING re: Rezone Appl. No. R-02-27, property located on the south side of E. Copper Avenue between N. Maple and N. Cedar Avenues, filed by Leo Wilson (Continue to 2:45 P.M.)
Apr. 8 -	11:00 A.M. Discussion of downtown parking operational hours, garages and parking meters - Councilmember Dages
Apr. 8 -	2:30 P.M. CONTINUED HEARING re CFD No. 2, Annexation No. 46, Final Tract Nos. 5070 and 5077
Apr. 8 -	2:35 P.M. CONTINUED HEARING re: Plan Amendment No. A-02-07, Rezone Appl. No. R-02-14, filed by Bruce O'Neal on behalf of Saint Agnes Medical Center
Apr. 8 -	2:45 P.M. CONTINUED HEARING re: Rezone Appl. No. R-02-27, filed by Leo Wilson
Apr. 8 -	3:00 P.M. HEARING re: Rezone Appl. No. R-02-56, filed by First American Title
Apr. 8 -	3:15 P.M. HEARING re: Rezone Appl. No. R-02-050, requesting to change R-A-2 to M-1 at 5676 E. Clinton Avenue, filed by Don Pickett and Associates
Apr. 15 -	NO MEETING - EASTER WEEK
Apr. 15 -	9:00 A.M. Presentation of P.R.I.D.E. Team Certificates (Reception immediately following - 2nd floor foyer) (Continue to 4/22/2003 @ 9:00 a.m.)
Apr. 22 -	10:00 A.M. HEARING re: Plan Amendment No. A-02-22, Rezone Appl. No. R-02-45, CUP #C-02-241, filed by Al Solis, representing Krazan & Associates, property located between N. Milburn and N. Cornelia
Apr. 22 -	9:00 A.M. Presentation of P.R.I.D.E. Team Certificates (Reception immediately following - 2nd floor foyer)
Apr. 22 -	10:00 A.M. CONTINUED HEARING re: Plan Amendment No. A-02-22, Rezone Appl. No. R-02-45, CUP #C-02-241, filed by Al Solis, representing Krazan & Associates, property located between N. Milburn and N. Cornelia
Apr. 29 -	10:00 AM#1 Presentation of Employee Service Awards (Reception immediately following - 2nd floor foyer)
Apr. 29 -	10:00 AM#2 HEARING re: Community Facilities District No. 2, Annexation No. 47, Tract No. 5099
May 27 -	NO MEETING - MEMORIAL DAY
June 3 -	8:30 A.M. JOINT MEETING with Madera County Board of Supervisors

